

§ 326.1

(4) The Child and Adolescent Service Systems Program (CASSP) under the National Institute of Mental Health;

(5) Appropriate parent and professional organizations;

(6) Organizations representing individuals with disabilities; and

(7) Such other networks as the Secretary may determine to be appropriate.

(c) Each grantee shall participate in the evaluation conducted by the institution of higher education or nonprofit public or private organization supported to implement section 626(f)(3)(A) of the Act.

(Approved by the Office of Management and Budget under control number 1820-0028)

(Authority: 20 U.S.C. 1410(g), 1425(f)(3))

PART 326—SECONDARY EDUCATION AND TRANSITIONAL SERVICES FOR YOUTH WITH DISABILITIES PROGRAM

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AUTHORITY: 20 U.S.C. 1425, unless otherwise noted.

SOURCE: 49 FR 28383, July 11, 1984, unless otherwise noted.

Subpart A—General

§ 326.1 What is the Secondary Education and Transitional Services for Youth with Disabilities program?

(a)(1) The purpose of this program is to assist youth with disabilities in the transition from secondary school to postsecondary environments such as competitive or supported employment.

(2) The Secretary carries out this purpose by providing assistance for projects that—

(i) Strengthen and coordinate education and related services that assist youth with disabilities currently in school or who recently left school to assist them in the transition to competitive or supported employment, postsecondary education, vocational training, continuing education, independent and community living or adult services;

(ii) Stimulate the improvement and development of programs for secondary special education; or

(iii) Stimulate the improvement of the vocational and life skills of students with disabilities to enable them to be better prepared for transition to adult life and services.

(b) The purpose of this program is also to ensure that secondary special

education and transitional services result in competitive or supported employment for youth with disabilities.

(Authority: 20 U.S.C. 1425)

[49 FR 28383, July 11, 1984, as amended at 52 FR 34368, Sept. 10, 1987; 56 FR 54698, Oct. 22, 1991]

§ 326.2 Who is eligible to apply for an award under this program?

The Secretary may provide assistance under this program by grants to, or contracts with—

- (a) Institutions of higher education;
- (b) State educational agencies;
- (c) Local educational agencies; and
- (d) Other public and private nonprofit institutions or agencies (including the State job training coordinating councils and service delivery area administrative entities established under the Job Training Partnership Act (29 U.S.C. 1501 *et seq.*)).

(Authority: 20 U.S.C. 1425(a))

§ 326.3 What regulations apply to this program?

The following regulations apply to awards under the Secondary Education and Transitional Services for Youth with Disabilities program:

- (a) The regulations in this part 326.
- (b) The Education Department General Administrative Regulations (EDGAR) in title 34 of the Code of Federal regulations in—
 - (1) Part 74 (Administration of Grants to Institutions of Higher Education, Hospitals, and Nonprofit Organizations);
 - (2) Part 75 (Direct Grant Programs);
 - (3) Part 77 (Definitions);
 - (4) Part 79 (Intergovernmental Review of Department of Education Programs and Activities);
 - (5) Part 80 (Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments);
 - (6) Part 81 (General Education Provisions Act—Enforcement);
 - (7) Part 82 (New Restrictions on Lobbying);
 - (8) Part 85 (Governmentwide Debarment and Suspension (Nonprocurement) and Governmentwide Requirements for Drug-Free Workplace (Grants)); and

(9) Part 86 (Drug-Free Schools and Campuses).

(Authority: 20 U.S.C. 1425; 20 U.S.C. 3474(a))

[49 FR 28383, July 11, 1984, as amended at 56 FR 54698, Oct. 22, 1991]

§ 326.4 What definitions apply to this program?

(a) *Definitions in EDGAR.* The following terms used in this part are defined in 34 CFR 77.1:

Applicant
Application
Award
EDGAR
Fiscal year
Grant
Grantee
Local educational agency
Nonprofit
Private
Project
Project period
Public
Secondary school
Secretary
State
State educational agency

(Authority: 20 U.S.C. 1425; 20 U.S.C. 3474(a))

(b) *Definitions in 34 CFR part 300.* The following terms used in this part are defined in 34 CFR 300.5, 300.13, and 300.14:

Children with disabilities
Related services
Special education

(Authority: 20 U.S.C. 1401(a) (1), (16), (17))

(c) *Other definitions.* In addition to the definitions referred to in paragraphs (a) and (b) of this section, the following definitions apply to this part:

- (1) *Youth with disabilities* means any child with disabilities who—
 - (i) Is twelve years of age or older;
 - (ii) Is enrolled in the seventh or higher grade in school; or
 - (iii) Was enrolled in the seventh or higher grade in school and recently left school.

(Authority: 20 U.S.C. 1401(b), 1425(a)(1))

(2) *Supported employment* is paid work in a variety of settings, particularly regular work sites, especially designed for individuals with disabilities—

- (i) For whom competitive employment at or above the minimum wage is not immediately obtainable; and